

**REED SMITH LLP**

*Formed in the State of Delaware*

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Attorneys for Defendants  
Qinetiq North America Operations, LLC,  
Qinetiq North America, Inc. and  
Westar Aerospace & Defense Group, Inc.

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY**

ALEXANDER L. MENKES and STEPHEN J.  
WOLFE, individually and on behalf of all others  
similarly situated,

Plaintiffs,

v.

THE PRUDENTIAL INSURANCE  
COMPANY OF AMERICA, a New Jersey  
corporation, QINETIC NORTH AMERICA  
OPERATIONS, LLC, a Delaware corporation,  
QINETIC NORTH AMERICA, INC., a  
Delaware corporation, WESTAR AEROSPACE  
& DEFENSE GROUP, INC.,

Defendants.

Civil Action No. 2:12-cv-02880-SDW-MCA

**NOTICE OF MOTION TO DISMISS**

To: Andrew P. Bell, Esq.  
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*The Prudential Insurance Co. of America*

**PLEASE TAKE NOTICE** that on August 20, 2012, or as soon thereafter as counsel may be heard, counsel for Defendants Qinetiq North America Operations, LLC, Qinetiq North America, Inc. and Westar Aerospace & Defense Group, Inc., shall move before the Honorable Susan D. Wigenton, U.S.D.J., at the Federal District Court for the District of New Jersey located at Martin Luther King, Jr. Federal Building & U.S. Courthouse, 50 Walnut Street, Newark, New Jersey 07101, for an Order to Dismiss Plaintiffs' Complaint with prejudice.

**PLEASE TAKE FURTHER NOTICE** that in support of this Motion, Defendants shall rely on its Memorandum of Law and Certification of Tod Collier submitted herewith.

**PLEASE TAKE FURTHER NOTICE** that Defendants respectfully requests oral argument if this Motion is opposed.

**PLEASE TAKE FURTHER NOTICE** that a proposed form of Order granting Defendants' Motion to Dismiss Plaintiffs' Complaint with prejudice is enclosed herewith.

/s/ Diane A. Bettino  
Diane A. Bettino

Dated: July 23, 2012